

Commissioner Mannix reported on the Water Resource Coalition meeting held this morning.

Visitor: John Hollenback

On motion, the meeting was adjourned at 4:00 o'clock P.M.

APPROVED:

  
CELE POHLE, Presiding Officer

ATTEST:

  
DIANE S. GREY, Clerk

Deer Lodge, Montana

May 7, 2014

The Board of Commissioners for Powell County, Montana, met in regular session at 10:00 o'clock A.M. Present: Presiding Officer Cele Pohle and Member Donna Young. Commissioner Mannix attended the Safety Committee meeting at 10:00 A.M.

The Board canvassed the Deer Lodge Rural Fire District Trustee Election held May 6, 2014. The election results are as follows:

Sherman G. Anderson - 126

Martin J. Dippold – 177

Dean Lawson – 145

The following Fire District Trustees were appointed by the Board of Commissioners:

DEER LODGE RURAL FIRE DISTRICT

Troy McQueary to fill the unexpired term of Gary Weer (5-30-15)

Dean Lawson (5-30-17) by election

Martin J. Dippold (5-30-17) by election

RACE TRACK FIRE DISTRICT

Dan Kelley (5-30-17)

GARRISON FIRE DISTRICT

Bernie Schillo (5-30-17)

Don Beck (5-30-17)

HELMVILLE FIRE DISTRICT

Randy Mannix (5-30-17)

OVANDO FIRE DISTRICT

Jim Bauer (5-30-17)  
Tim Swanberg (5-30-17)

ELLISTON FIRE DISTRICT

Bill Thomas (5-30-17)

ROCK CREEK FIRE DISTRICT

Brent Bickett (5-30-17)  
Bob Murphy (5-30-17)

AVON FIRE DISTRICT

Mick Goettle (5-30-17)  
John Bignell (5-30-17)

Commissioner Pohle opened a Public Hearing for the adoption of Modifications to the Burn Ordinance. Notice of the Public Hearing was published in the Silver State Post on April 23 and 30, 2014. Fire Warden Earl Hall was present and stated that this is a modification to the original ordinance and noted it is recognized that the fire warden shall implement a burning permit process. The Ordinance states rules and penalties for violations. Mr. Hall stated that he had notified the Fire District Chiefs of the changes and the public hearing. There were no opponents. No one else was in attendance. Commissioner Pohle closed the Public Hearing. Commissioner Young moved to adopt Ordinance No. 01-14. Commissioner Pohle seconded the motion and the motion carried.

Powell County Commissioners

Powell County, Montana

ORDINANCE NO. 01-14

TITLE: AN ORDINANCE PROVIDING FOR ESTABLISHING OFFICIAL WRITTEN BURNING PERMIT: ESTABLISHING LIABILITY FOR EXTINGUISHING FIRES AND FOR PROVIDING CRIMINAL PENALTIES FOR VIOLATION OF THIS ORDINANCE

1. Be it ordained, by the Powell County Commissioners as follows, to wit:
2. It shall be the duty of the Powell County Fire Warden to implement mechanisms that provide the public an official written burning permit. The County may establish a fee to cover the costs

associated with issuing burning permits. The County Fire Warden may delegate that duty to others in the absence of the Fire Warden for this purpose. The written burning permit allows any person to ignite or set fires for slash burning, debris burning or open fires of material approved by the Montana Department of Environmental Quality (DEQ) within the County (see Administrative Rules of Montana (ARM) 17.8.603). Generally, burning permits shall only be issued during the open burning season, which shall extend from March 1st to November 30th of each year. From December 1st to February 28th County burning permits may be issued and activated only with the written permission of the DEQ as established in ARM 17.8.601 thru 17.8.615 . A person wishing to burn during that time must apply to the DEQ for and receive permission from DEQ before a County burn permit may be legally activated.

3. Open burning may be suspended at any time due to high fire danger, weather/red flag warnings, resource shortages and but not limited to air quality concerns.
4. This ordinance is not intended to require permits for small camping, cooking or warming fires unless Stage 1 Fire Restrictions are necessary.
5. Burn barrels are prohibited in Powell County unless a public or private garbage hauler or rural container system is unavailable. If a public or private garbage hauler or rural container system is unavailable, then only, non-prohibited materials such as grass, branches, trees or untreated wood may be burned in a burn barrel. Prohibited material is defined at Administrative Rules Montana (ARM) 17.8.604 . Burn barrel/wood stove ashes must be buried and may not be taken to a rural container system unless that system has a container specifically designated for ashes.
6. It is hereby established that any person who ignites or sets fires for slash burning, land clearing, debris burning, or open fires within this county without first having obtained a written burning permit to ignite or set such fire is guilty of a misdemeanor. The maximum penalty under the law for such fire for a plea or verdict of guilty of a misdemeanor in this section is a fine or five hundred dollars (\$500.00), or imprisonment in the county jail for 6 months, or both.
7. In addition to the foregoing criminal penalty any person shall be liable for all the costs of extinguishing a fire which has been set without a permit. Any person who sets or ignites such fire, with authorization of a burning permit, shall be responsible for all costs of extinguishing such fires that escape.

Adopted: May 7, 2014

POWELL COUNTY COMMISSIONERS

S/ Cele Pohle, Presiding Officer

s/ Donna Young, Member

Attest:

s/ Diane S. Grey, Clerk & Recorder

Commissioner Pohle participated in a conference call for Area V Council on Aging at 1:00 P.M.

Commissioners Young and Mannix met with Coroner John Pohle concerning his Public Employees Retirement Service (PERS) benefit. The Board will send a letter to PERS stating his elected position status. County Attorney Lewis Smith and County Financial officer Jennifer Spring were present.

Commissioner Pohle signed the contract to accept the Noxious Weed Trust Fund Grant MDA 2014-045.

Commissioner Pohle signed the Deer Lodge City-County Airport-MDT Aeronautics Commission Grant Extension Request – 7500 G.

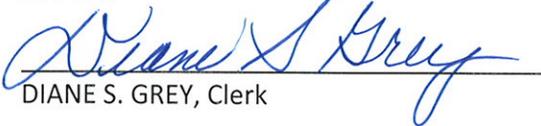
A courthouse fire drill was conducted at 3:00 P.M.

On motion, the meeting was adjourned at 5:00 o'clock P.M.

APPROVED:

  
CELE POHLE, Presiding Officer

ATTEST:

  
DIANE S. GREY, Clerk

Deer Lodge, Montana

May 7, 2014

City Council met in joint session with the Powell County Commissioners on Wednesday, May 7, 2014 at 5:30 PM in the Community Center.

Members Present:	Rex Anderson, Dave Austin, Brian Bender, Tom Goddard, Terry Jennings, & John Molendyke
Members Absent:	Kurt Sager, & Robert Stone
Mayor:	Zane Cozby
Staff:	Heather Gregory, Mike Grey, JR Horswill
County Commissioners:	REM Mannix, Cele Pohle, & Donna Young
Guests:	Darryl Barton, Janice Copeland, Pamela Haxby-Cote, Julie Jaksha, Rex Kendall, Ruth Koehler, Karen Laitala, Joanne Nelson, Maureen O'Connor, Gavin Roselles, Dan Sager, Lewis Smith, & Joe Willauer

A. CALL MEETING TO ORDER

Mayor Cozby called the meeting to order at 5:30 PM

B. PLEDGE OF ALLEGIANCE

Mayor Cozby noted the absence of a flag prevents the reciting of the pledge.

C. CONSENT AGENDA

1. Clark Fork Water Task Force – Cele Pohle

Commissioner Pohle introduced Maureen O'Connor.

Maureen O'Connor explained the intent of the Clark Fork River Basin Task Force and the history of the Task Force. She continued by announcing they are in the comments accepting phase, and the document is online.

Commissioner Mannix asked if this is part of the Compact.

Maureen O'Connor responded by saying she would like to see the Committee support the Compact.

Commissioner Pohle noted the importance of the City to participate in the process as the Clark Fork River is a viable resource to the City.

Maureen O'Connor explained the purpose of the other group as it is a Legislative response to the area is a "closed basin."

Councilperson Jennings asked of the geographic extent of the basin.

Maureen O'Connor described the extent and its expansion to include tributaries.

Maureen O'Connor acknowledged Powell County for allowing the Committee to meet in the Community Center.

Maureen O'Connor remarked that the committee focuses on the relationship between surface and groundwater as well as water management.

Darryl Barton explained his involvement with the Committee.

Councilperson Jennings asked of the level of involvement from either the County or City.

Maureen O'Connor described the appointments of Darryl Barton and Jules Waber, who reports to the Commissioners.

Maureen O'Connor thanked for the opportunity to speak before the officials.

2. Justice of the Peace Contract – Lewis Smith

County Attorney Smith explained the reason for the contract's extension to correspond with the term of the office. He continued by asking if the Council wants to sign the revised contract.

Council President Anderson noted the current contract runs to 2016.

Justice of the Peace Nelson explained her responsibilities.

Councilperson Jennings asked if the fines could support the office.

Justice of the Peace Nelson is unsure due to the uncertainty of the exact numbers.

Commissioner Young explained the term and the filing fees.

Councilperson Jennings asked for confirmation of Joann Nelson's term.

Justice of the Peace Nelson noted the term expires this December.

Commissioner Pohle clarified the history of the arrangement since 2010, and the division of the funding.

Mayor Cozby asked if Joann Nelson if she wants to continue with City.

Justice of Peace Nelson responded that she does.

3. Headwaters RC&D Group – Brian Bender

Pamela Haxby-Cote introduced herself, and the Headwaters RC&D staff.

Julie Jaksha introduced herself and her role overseeing the Small Business Development Center. She continued by explaining the local projects and the meetings held local with individuals.

Joe Willauer introduced himself and his function with Headwaters.

Janice Copeland described her responsibility with Headwaters and noted the various programs she administers.

Council President Anderson asked how much funds are available.

Janice Copeland responded that the three loan programs have approximately \$600K.

Commissioners Pohle noted she enjoys working with Headwaters.

Pamela Haxby-Cote described the importance of economic development. She continued by announcing the Blackstone Launchpad Program.

County Attorney Smith asked if Headwaters is assisting with the three proposed restaurants for Deer Lodge.

Pamela Haxby-Cote said she is not sure.

4. Weed Abatement with the City – Karen Laitala

Commissioner Mannix introduced Karen Laitala as the County's Weed Program Coordinator.

Karen Laitala described her involvement with the City and the effort to coordinate with JR Horswill.

JR Horswill confirmed that he has maintained a valid Spray License.

Karen Laitala noted her willingness to assist with weed maintenance on City owned properties.

Council President Anderson asked how assessments from City residents go to the County.

Commissioner Pohle explained the levy goes to sustain the office and not for direct spraying.

Commissioner Mannix described how Madison County has a five-mill levy bringing in nearly \$250K.

Commissioner Pohle noted the difference between City/County assessments.

JR Horswill observed the level of assistance Karen Laitala provides to the City.

Councilperson Jennings asked if the City sprays the same properties each year.

JR Horswill replied by saying no, since spraying does not work like that, the acceptable practice is to cycle through different years.

Councilperson Austin recommended the City should devise a plan by nominating City properties requiring spraying.

Mayor Cozby noted the current program is working out well for the City.

5. Pre-Disaster Mitigation – Ruth Koehler

Ruth Koehler described the existing flood threat and noted Cottonwood Creek is a major threat known throughout the state. She continued by explaining the intent of the Local Emergency Planning Group (LEPC).

Councilperson Austin asked for clarification regarding Jennifer Spring's role during an emergency incident.

Ruth Koehler explained she is responsible to track the movement of monies during an incident.

Commissioner Pohle praised the efforts of Ms. Koehler to get the LEPC organized before an incident.

Mayor Cozby confirmed Robert Stone is the Council's representative on the LEPC.

Council President Anderson noted the Fire Department should attend LEPC.

Ruth Koehler described how LEPC works and how there still is a need to improve coordination between City and County resources.

Ruth Koehler noted there are 25K sandbags, but the situation will be different compared to 2011. She continued by explaining LEPC plans to spread out piles of sand throughout the community. Furthermore, LEPC has procedures to make the process more efficient.

Ruth Koehler noted FEMA will not allow agencies to place sandbags on private property – or removed privately placed sandbags.

Ruth Koehler described the Emory (sic Emery) Road situation and how she is waiting for a wetland delineation.

JR Horswill asked how contractors will be identified during an incident.

Ruth Koehler explained the new system requires the contractors to preregister.

County Attorney Smith asked how flexible this registration process is.

Ruth Koehler noted there is some flexibility due to the extent of an incident.

Council President Anderson asked of the possibility of acquiring balloons to divert floodwaters.

Ruth Koehler agreed to look into this option.

The County Commissioners and City Council generally discussed the importance of keeping track of trucks and equipment during an incident.

Ruth Koehler announced of a Functional Plus exercise in September.

Councilperson Bender asked of the need to revise the Pre-Hazard Mitigation Plan.

6. MOU City/County During Emergency Incident – Open Discussion  
County Attorney Smith introduces the topic and summarized a May 7<sup>th</sup> document.

The County Commissioners and City Council generally discussed the previous response to flooding on Cottonwood Creek.

The County Commissioners introduces the topic of the Dispatch Center.

Council President Anderson asked if anyone spoke to Sheriff Howard.

Commissioner Pohle said yes, however; Andy Scharf was supposed to write a letter regarding the subject, and no letter came forward.

Police Chief Grey explained there are still problems with dispatch communications. Commissioner Mannix described some of the technical problems with the dispatch system.

D. NEXT MEETING

Mayor Cozby announced August 6<sup>th</sup> at 5:30 PM in the Community Center as the next meeting date, time and place.

E. ADJOURNMENT

The Council by consensus agreed to adjourn.

Mayor Cozby adjourned the meeting at 7:47 PM.

Respectfully submitted by Brian P. Bender.

s/ Mayor Zane A. Cozby

s/ City Clerk (Attest)

Deer Lodge, Montana

May 19, 2014

The Board of Commissioners for Powell County, Montana, met in regular session at 9:00 o'clock A.M. Present: Presiding Officer Cele Pohle and Member Donna Young. Commissioner Mannix joined the meeting at 1:00 P.M.

Clerk and Recorder Diane Grey presented correspondence.

Sheila Finco, IT coordinator, presented the 2014-15 budget for that department. County Finance Officer Jennifer Spring was also present.

Department of Environmental Quality (DEQ) staff presented an update on DEQ activities in the area. The following were present: Commissioners Pohle and Young, Jenny Chambers, DEQ Remediation Division Administration; Brian Bartkowiak, DEQ, Clark Fork River; Katie Garin, DEQ Clark Fork River; Denise Martin, DEQ Site Response Section; Scott Owen, DEQ Site Response Section Milwaukee Roundhouse Project Officer; Jim Stone, Powell County Weed Board; Karen Laitala, Powell County Weed Board; Daryl Barton, Clark Fork River Technical Advisory Council. Scott Owen reported DEQ is currently conducting a site inspection at the Milwaukee Roundhouse and a draft risk assessment will be available

in December, 2014. He also stated some small amounts of asbestos has been found on the site and abatement will be necessary.

Ruth Koehler, Safety Advisor, presented the final Powell County Employee Safety Manual for review. The Commissioners will adopt on May 27<sup>th</sup>.

Commissioner Pohle signed the Notice of Award for the Treasure State Endowment Program (TSEP). The amount of \$320,940 is used as a match for bridge replacements of Center Street and Willow Road, engineering for the bridges and administration of contracts.

Commissioner Pohle signed the award for the Noxious Weed Trust Fund Project #MDA 2014-708G.

Visitor: Marwan Saba

On motion, the meeting was adjourned at 4:00 o'clock P.M.

APPROVED:



CELE POHLE, Presiding Officer

ATTEST:



DIANE S. GREY, Clerk

Deer Lodge, Montana

May 20, 2014

The Board of Commissioners for Powell County, Montana, met in regular session at 9:00 o'clock A.M. Present: Presiding Officer Cele Pohle and Member Donna Young. Commissioner Mannix joined the meeting at 10:30 A.M.

Commissioner Young moved to sign the Agreement Form and Notice to Proceed for AV Construction and the Agreement Form for Western Montana Pumps for the courthouse irrigation system. Commissioner Pohle seconded the motion and the motion carried.

Public Health Nurse Marianne Saylor met with the Board concerning grant expenditures and the 2014-15 budget. She will prepare an Memorandum of Understanding (MOU) for disaster related equipment usage.

Commissioner Young attended the Local Emergency Planning Committee (LEPC) meeting at noon.

Commissioner Pohle attended the City-County Airport meeting at noon. The Board will ask for proposals for an Airport Master Plan.

Western Montana Tri-County Addiction Services Program Manager Janine Stewart and Prevention Specialist, Michelle Harrington updated the Board on activities in the Tri-County area.

On motion, the meeting was adjourned at 4:00 o'clock P.M.

Commissioner Mannix attended the Weed Board meeting at 7:00 P.M.

APPROVED:

  
CELE POHLE, Presiding Officer

ATTEST:

  
DIANE S. GREY, Clerk

Deer Lodge, Montana

May 21, 2014

The Board of Commissioners for Powell County, Montana, met in regular session at 9:00 o'clock A.M. Present: Presiding Officer Cele Pohle and Member Donna Young. Commissioner Mannix joined the meeting at 1:00 P.M.

Commissioner Young read Resolution 2014-13 to Cancel Unclaimed Warrants. Commissioner Young moved to adopt the Resolution. The motion was seconded by Commissioner Pohle and the motion carried.

BOARD OF COUNTY COMMISSIONERS  
POWELL COUNTY, MONTANA

RESOLUTION TO CANCEL UNCLAIMED WARRANTS

2014-13

WHEREAS, the Montana Legislature has provided in 7-6-2607 of the Montana Code Annotated (MCA) that the Board of County Commissioners shall cause to be canceled all county warrants that have remained uncalled for one year or more;

NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners of Powell County that the warrants specified in "Exhibit A" be canceled in compliance with the above noted MCA.

Done this 21st day of May, 2014.

BOARD OF POWELL COUNTY COMMISSIONERS

S/ Cele Pohle, Presiding Officer

s/ Donna Young, Member

ATTEST:

s/ Diane S. Grey, Clerk and Recorder

Powell County  
Warrants Outstanding for One Year or More  
As of May 21, 2014

<u>Warrant No.</u>	<u>Warrant Date</u>	<u>Payee</u>	<u>Amount</u>	<u>Subtotals</u>
<u>General Fund (1000):</u>				
48669	4/29/2011	PAMELA A. RODGERS	12.00	
48819	5/25/2011	H.W. SMITH JR.	15.06	
48835	5/25/2100	MATTHEW KIRBY	12.51	
48895	5/31/2011	JESSE ISRAEL	12.51	
48896	5/31/2011	JOANNE NELSON	50.00	
48900	5/31/2011	KAITLYN C. GLIKO	12.00	
48901	5/31/2011	KIM ANTHONY ROBLES	12.00	
48906	5/31/2011	MATTHEW J. SAVILLE	50.00	
49487	9/30/2011	ANTHONY PIERCE	12.00	
49564	9/30/2011	KIRBY MATTHEW	12.00	
50395	3/27/2012	JULIA BREWER	13.11	
50407	3/27/2012	PATRICK EUGENE HARPER	12.00	
50413	3/27/2012	SARA ELIZABETH DUKE	13.11	
51612	11/19/2012	CODY DAVID NEUBAUER	13.11	
51626	11/19/2012	JERRY J. GUTHRIE	13.11	
				264.52
<u>Law Enforcement Fund (2300):</u>				
50514	3/30/2012	RICK KRAEMER	195.25	
				195.25
<u>Dldd Fund (2510):</u>				
49659	10/27/2011	JERRYS REPAIR	50.00	
				50.00
<u>TSEP CG-10-511 Fund (4302):</u>				
50364	3/20/2012	CITY OF DEER LODGE	25.00	
				25.00
<u>Conservation District Fund (7350):</u>				
51761	11/30/2012	BRAD WELTZIEN	2,189.42	
				2,189.42
			Grand Total:	\$2,724.19

Commissioner Young attended the Arrowstone Park Board meeting at 3:00 P.M.

On motion, the meeting was adjourned at 4:00 o'clock P.M.

APPROVED:

  
CELE POHLE, Presiding Officer

ATTEST:

  
DIANE S. GREY, Clerk

Deer Lodge, Montana

May 27, 2014

The Board of Commissioners for Powell County, Montana, met in regular session at 9:00 o'clock A.M. Present: Presiding Officer Cele Pohle and Members Donna Young and Ralph E. Mannix, Jr.

Clerk and Recorder Diane Grey presented correspondence.

Commissioner Mannix moved to adopt the Powell County Safety Manual, prepared by Ruth Koehler, Safety Advisor. The motion was seconded by Commissioner Young and the motion carried. Copies of the manual will be available on the county web site and at the Clerk and Recorder's office.

Commissioner Young moved to accept the resignation of Bernard Barton as Deputy Director of Emergency Management. The motion was seconded by Commissioner Mannix and the motion carried.

Disaster and Emergency Services Coordinator Ruth Koehler presented a letter of interest from Rick Duncan to fill the position of Deputy Director for the Office of Emergency Management. Commissioner Mannix moved to appoint Mr. Duncan to that position. Commissioner Young seconded the motion and all were in favor of the motion.

The drawing of salary warrants for Officer, Deputies, Foremen, Clerks and Appointees from various accounts for the month of May, 2014 were approved and a record of such is on file in the office of the Clerk and Recorder.

Commissioner Pohle and Jennifer Spring traveled to the Landfill for employee related matters.

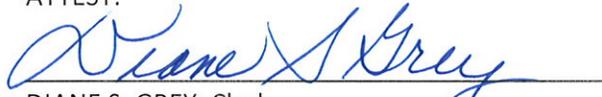
Commissioner Young reported on the Park Board meeting held May 21.

On motion, the meeting was adjourned at 4:00 o'clock P.M.

APPROVED:

  
CELE-POHLE, Presiding Officer

ATTEST:

  
DIANE S. GREY, Clerk

Deer Lodge, Montana

May 28, 2014

The Board of Commissioners for Powell County, Montana, met in regular session at 9:00 o'clock A.M. Present: Presiding Officer Cele Pohle and Members Donna Young and Ralph E. Mannix, Jr.

The Salary Commission Board met with the Board of Commissioners at 10:00 A.M. Those in attendance were Rick Duncan, Treasurer Lisa Smith, Judge Joanne Nelson, Superintendent of Schools Jules Waber, County Finance Officer Jennifer Spring, and County Attorney Lewis Smith. The Board will meet again on July 9 to make recommendation to the Commissioners.

Planner Brian Bender presented the Planning Department's monthly report.

Dave Johnson was in to notify Commissioner Pohle that the culvert on the county road at Johnson's was damaged from Northwest Energy work. They are repairing it currently.

On motion, the meeting was adjourned at 4:00 o'clock P.M.

APPROVED:

  
CELE-POHLE, Presiding Officer

ATTEST:

  
DIANE S. GREY, Clerk

Deer Lodge, Montana

June 2, 2014

The Board of Commissioners for Powell County, Montana, met in regular session at 9:00 o'clock A.M. Present: Presiding Officer Cele Pohle and Member Ralph E. Mannix, Jr. Commissioner Young was a speaker at Montana Girls State and joined the meeting at 10:30 A.M.

Commissioner Pohle reported on the Headwaters Resource Conservation and Development (RC&D) meeting held Thursday, May 29, 2014.

Don Davis notified the Board that emergency flood mitigation on his property on the Little Blackfoot River in 2011 has been washed out. He was told the county road crew cannot work on the river and was encouraged to seek help from Water Resources Coalition (WRC).

Commissioner Pohle attended the Deer Lodge Disposal District meeting at 5:00 P.M.

On motion, the meeting was adjourned at 4:00 o'clock P.M.

APPROVED:

  
CELE POHLE, Presiding Officer

ATTEST:

  
DIANE S. GREEY, Clerk

Deer Lodge, Montana

June 3, 2014

The Board of Commissioners for Powell County, Montana, met in regular session at 9:00 o'clock A.M. Present: Presiding Officer Cele Pohle and Member Donna Young. Commissioner Mannix joined the meeting at 1:00 P.M.

Commissioner Mannix attended the Water Resources Coalition (WRC) meeting in the morning.

Marianne Saylor, Public Health Nurse, met with the Board and requested \$10,000 of Public Health Emergency Preparedness (PHEP) funds to support the Council on Aging program to provide in-home health services to the elderly population. This would be a two year commitment.

Beaverhead-Deer Lodge Forest Supervisor Charlene Bucha was in to update the Board on Forest Service activities.

Commissioner Mannix reported on the Water Resources Coalition (WRC) meeting.

Safety Advisor, Ruth Koehler, reported that the Montana Association of Counties is offering first aid classes. She was encouraged to plan classes for county employees for the fall season.

Claims against the County were examined, approved and ordered paid by the Board of Commissioners for the month of May, 2014, and a record of such is on file in the office of the Clerk and Recorder.

On motion, the meeting was adjourned at 4:00 o'clock P.M.

APPROVED:

  
CELE POHLE, Presiding Officer

ATTEST:

  
DIANE S. GREY, Clerk

Deer Lodge, Montana

June 4, 2014

The Board of Commissioners for Powell County, Montana, met in regular session at 9:00 o'clock A.M. Present: Presiding Officer Cele Pohle and Members Donna Young and Ralph E. Mannix, Jr.

Michael Luciano and Willy King met with the Board requesting permission to use Emery Road for large ore hauling trucks. They were told state law does not allow non-license plated equipment on county roads. Commissioner Pohle offered to speak to the County Attorney to reaffirm this decision. County Attorney Lewis Smith agreed with the decision.

On motion, the meeting was adjourned at 4:00 o'clock P.M.

APPROVED:

  
CELE POHLE, Presiding Officer

ATTEST:

  
DIANE S. GREY, Clerk

Deer Lodge, Montana

June 16, 2014

The Board of Commissioners for Powell County, Montana, met in regular session at 9:00 o'clock A.M. Present: Presiding Officer Cele Pohle and Member Donna Young. Commissioner Mannix joined the meeting at 11:00 A.M.

Regarding Main Street Bridge Construction, the Commissioners agreed to temporarily transfer the Northwestern Energy Service at 105 Main Street in Deer Lodge to Mark Buck Construction Inc. dba Bauer and Buck Construction for the purpose of bridge construction.

Commissioner Pohle, Commissioner Young and Coroner John Pohle served on the Audit Board for the June 3<sup>rd</sup>, 2014 Primary Election.

The Board and Disaster and Emergency Services Coordinator, Ruth Koehler, recognized Bernard Barton for his many years of service to Powell County.

The Board of Commissioners attended the quarterly Public Health meeting held at the Deer Lodge Medical Center.

The Board met with Jennifer Spring, Chief Financial Officer and Sheriff Scott Howard and Undersheriff Pat George in a budget work session at 1:00 PM.

Ruth Koehler met with the Board. She reported on a Safety Risk Assessment conducted at the Road District #3 road shop. She also requested procedures for the fair expenditures.

Commissioner Young moved to adopt Resolution #14 for the Section 125 Premium Only Plan. This also includes the Adoption Agreement. The motion was seconded by Commissioner Mannix and the motion carried.

#### CERTIFICATE OF RESOLUTION (2014)

For Powell County

Section 125 Premium Only Plan

Plan Year Ending July 31, 2015

The undersigned Secretary or Principal of Powell County (the Employer) hereby certifies that the following resolutions were duly adopted by the Commissioners of the Employer on June 16<sup>th</sup>, 2014 and that such resolutions have not been modified or rescinded as of the date hereof:

RESOLVED, that the form of Amended Section 125 Cafeteria Plan effective August 1, 2014, presented to this meeting is hereby approved and adopted and that the proper officers of the Employer are hereby authorized and directed to execute and deliver to the Administrator of the Plan one or more counterparts of the Plan.

RESOLVED, that the Administrator shall be instructed to take such actions that are deemed necessary and proper in order to implement the amended Plan, and to set up adequate accounting and administrative procedures to provide benefits under the Plan.

RESOLVED, that the proper officers of the Employer shall act as soon as possible to notify the employees of the Employer of the adoption of the amended Plan by delivering to each employee a copy of the summary description of the Plan in the form of the Summary Plan Description presented to this meeting, which form is hereby approved.

The undersigned further certifies that true copies of the Adoption Agreement, Plan Document, and the Summary Plan Description, approved and adopted in the foregoing resolutions are attached herewith.

s/ Cele Pohle  
June 16, 2014

Commissioner Young reported the county received Notice of Approval of a Federal Lands Access Proposal (FLAP) in the amount of \$350,000.00 for surface preservation of the Little Blackfoot River Road.

On motion, the meeting was adjourned at 4:00 o'clock P.M.

APPROVED:

  
CELE POHLE, Presiding Officer

ATTEST:

  
DIANE S. GREY, Clerk

Deer Lodge, Montana

June 17, 2014

The Board of Commissioners for Powell County, Montana, met in regular session a 9:00 o'clock A.M. Present: Presiding Officer Cele Pohle and Members Donna Young and Ralph E. Mannix, Jr.

Clerk and Recorder Diane Grey presented correspondence.

At 9:15 the Board of Commissioners convened as the Election Canvass Board for the June 3, 2014 Primary Election conducted by Diane Grey, Election Administrator.

Time Garcia, Lolo Forest Supervisor and Tim Love, Lolo forest Ranger met with the Board for updates on the forest.

The Board of Commissioners traveled to Helena to take part in a Department of Revenue meeting concerning House Bill 56. Treasurer Lisa Smith and Financial Officer Jennifer Spring also attended.

APPROVED:

  
CELE POHLE, Presiding Officer

ATTEST:

  
DIANE S. GREY, Clerk

Deer Lodge, Montana

June 18, 2014

The Board of Commissioners for Powell County, Montana, met in regular session at 9:00 o'clock A.M. Present: Presiding Officer Cele Pohle and Members Donna Young and Ralph E. Mannix, Jr.

Commissioner Mannix moved to accept the recommendation of the Airport board to submit an application A.I.P. Grant: 3-30-0021-0012-2014 – FAA Grant Application for Master Plan. Commissioner Young seconded the motion and the motion carried.

June 17, 2014

Powell County and City Hall  
409 Missouri Avenue  
Deer Lodge, MT 59722

Subject: A.I.P. Grant: 3-3-00021-0012-2014 – FAA Grant Application for Master Plan

Dear Commissioner and Mayor:

The Deer Lodge City – County Airport Board would like to pursue a Master Plan in 2014 using the Airport's Non-Primary Entitlements. The purpose of this Master Plan is to conduct long term planning and evaluate alternatives in pursuit of long term development plans for the airport. The completion of a Master Plan will facilitate follow on environmental review and design and construction of a proposed runway extension and other airport improvements. This is the first step in the FAA's dictated project process, and will be completed in accordance with FAA requirements.

The costs herein are based on estimated project costs and expenses and are not expected to exceed the amounts reflected in the application. An Independent Fee Estimate is expected to be conducted once consultant selection and a scope of work are agreed upon in the near future. Updated project costs will be provided once known. The FAA fundable portion of this grant is \$196,062.00 (90% of \$217,847.00). The remaining local share of 10% is \$21,785.00.

Four original signature copies of the FAA grant application package are enclosed for your review and execution. The FAA has requested that this application be returned to the FAA no later than July 10<sup>th</sup>. Please retain one copy each of the grant application package for the County and City. Return the remaining two copies to MMI for further processing with the FAA in advance of the July 10<sup>th</sup> deadline. Any reference to a previous grant application for land acquisition should be disregarded at this time. That application has been held at the FAA level pending completion of the EA and land acquisition negotiations. No action is expected to occur on that application until next Federal fiscal year, at the earliest.

Sincerely,

Deer Lodge City County Airport Board

s/ Tony L. Pfaff

Chairman

Commissioner Pohle signed the Application for the Airport grant.

By consensus, the Board signed the Task Orders for the Department of Public Health and Human Services (DPHHS) for the Maternal Child Health (MCH) Program and the Public Health Emergency Preparedness Program grant. Those contract numbers are #15-07-5-01-039-0 and 15-07-06-11-040-0. These are part of a master contract with the DPHHS.

The Board met in budget session at 9:40 A.M. The shortfall of \$137,000.00 to \$187,000.00 currently projected in the Law Enforcement budget was addressed. Sheriff Howard and Undersheriff Pat George, Financial Officer Jennifer Spring and County Attorney Lewis Smith were present. Commissioner Mannix moved to direct the sheriff to reduce the force by two deputy positions by the Association Agreement. Also, the County Attorney was directed to notify the affected employees by certified letter. The motion was seconded by Commissioner Young and the motion carried.

Claims against the County for mid-month were examined, approved and ordered paid by the Board of Commissioners for the month of June, 2014, and a record of such is on file in the office of the Clerk and Recorder.

Visitor: Bob Toole

On motion, the meeting was adjourned at 4:00 o'clock P.M.

APPROVED:



Handwritten signature of Cele Pohle in blue ink, consisting of a stylized cursive script.

CELE POHLE, Presiding Officer

ATTEST:



Handwritten signature of Diane S. Grey in blue ink, consisting of a stylized cursive script.

DIANE S. GREY, Clerk